

ASSEMBLY BILL

No. 970

Introduced by Assembly Member Alejo

February 22, 2013

An act to amend Section 52177 of the Education Code, relating to bilingual education.

LEGISLATIVE COUNSEL'S DIGEST

AB 970, as introduced, Alejo. Bilingual education.

The Chacon-Moscone Bilingual-Bicultural Education Act of 1976 requires the Superintendent of Public Instruction to ensure certain aspects of bilingual education, including that sufficient bilingual personnel are available within the State Department of Education, as provided, using funds appropriated for these purposes. Under existing law, these provisions became inoperative on June 30, 1987.

This bill would make nonsubstantive changes to this law.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 52177 of the Education Code is amended
- 2 to read:
- 3 52177. Out of funds appropriated for these purposes, the
- 4 superintendent shall administer this article. The responsibilities of
- 5 the superintendent in administering this article shall include, but
- 6 are not limited to, ensuring all of the following:
- 7 (a) Sufficient bilingual personnel are available within the
- 8 department with familiarity, competency, and proficiency in

1 bilingual-crosscultural instruction to meet the needs of this article
2 and to administer, review, monitor, and evaluate the use of state
3 or federal categorical aid funds allocated to local districts—~~which~~
4 *that* have been wholly or partially allocated on the basis of the
5 educational needs of pupils of limited-English proficiency.

6 (b) Department personnel responsible for the administration,
7 review, monitoring, or evaluation of programs operating pursuant
8 to this article have been sufficiently trained to carry out the intent
9 of this article to meet the needs of the pupil of limited-English
10 proficiency.

11 (c) There is within the department an administrative unit
12 responsible for bilingual-bicultural educational programs and
13 policies through which the superintendent shall carry out his or
14 her functions pursuant to this article.

15 (d) Districts are providing each pupil of limited-English
16 proficiency with an educational opportunity equal to that available
17 to English-speaking pupils; ~~they are~~, making appropriate use of
18 local and state general funds to provide bilingual-crosscultural
19 teachers and other required services; and an annual report is made
20 to the Legislature regarding the extent to which this article has
21 been implemented by school districts throughout the state. All
22 districts in which pupils of limited-English proficiency are enrolled
23 shall be reviewed through an onsite technical assistance,
24 monitoring, and enforcement process at least once every three
25 years.